

CONSTITUTION AND BY-LAWS
OF THE
LINCOLN POND ASSOCIATION, INC.
ELIZABETHTOWN, NEW YORK 12932

8/16/1969

[Amended: 8/4/2007, 7/23/2011, 7/24/2021]

CONSTITUTION

The purpose of this Association shall be to bring together at frequent intervals those persons owning property in the vicinity of Lincoln Pond for the purpose of protecting, preserving, and improving the natural beauty of Lincoln Pond, and to serve as an organized group to deal effectively with problems that may arise.

This being our purpose, we do hereby form ourselves into "The Lincoln Pond Association, Inc.", and we agree to be open-minded and liberal in judgement toward all legitimate, conservational, and improvable problems brought before the Association for discussion or investigation. We further agree that we shall have no affiliation with any political organization.

ARTICLE I

NAME

The name of the organization shall be "The Lincoln Pond Association, Inc."

ARTICLE ii

MEMBERSHIP

All persons who own or are permanent residents of property bordering on or in the immediate vicinity of Lincoln Pond shall be eligible to become members of the Association.

ARTICLE III

OFFICERS

The officers of the Association shall be a president, a secretary, and a treasurer. Their terms of office shall be for two years and they shall be elected by the members of the Lincoln Pond Association.

ARTICLE IV

BOARD OF DIRECTORS

The Board of Directors will consist of a minimum of 4 and a maximum of 6 members, plus the president, secretary, and treasurer. All members shall be elected from the active membership of the Association. The directors shall formulate the policies of the Association.

ARTICLE V

MEETINGS

Section 1 – There shall be an annual meeting of the Association held during the month of July. At the annual meeting, directors shall be elected. Directors shall render a report and the membership shall do whatever other business it feels to be appropriate.

Section 2 - Special meetings may be called by the Board of Directors at such times as deemed advisable.

Section 3 – At any time, ten members may request a special meeting by presenting a signed request to the Secretary of the Association.

ARTICLE VI

AMENDMENT

Any amendments to these by-laws, if approved by the Board of Directors, shall be posted on the Association Website, Lincolnpond.org, at least one month prior to the Annual Meeting of the Association and sent out in the mailing (email or land mail) prior to the annual meeting. The amendment will be adopted at that annual meeting by majority vote.

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BY-LAWS

MEMBERSHIP (Section 1)

All persons who own or are permanent residents of property bordering on or in the immediate vicinity of Lincoln Pond shall be eligible to become members of the Association. Such eligible persons who have paid their annual dues may be considered members of the Association.

ANNUAL DUES (Section 2)

The annual membership dues of the Association, assessed on each family's property, shall be set by the members and can be revised by majority vote at the annual membership meeting.

FISCAL YEAR (Section 3)

The fiscal year shall end on December 31st. Officers elected at the last election meeting shall assume office immediately.

VOTERS (Section 4)

Only members of the Association are eligible to vote. Each family shall be assessed the regular membership dues and each be allowed two votes. This will be limited to a total of two votes for all property held by a husband and wife, partnership, or corporation. Any member may be represented by a legally executed proxy- the proxy to be empowered to act only at the specified meeting.

ELECTIONS (Section 5)

Members of the Board of Directors shall be elected bi-annually by ballot at the regular meeting of the Association in July. All terms will be two years. This means that on even numbered years two or three members will be elected to the Board of Directors and on odd numbered years, two or three members will be elected.

MEETINGS (Section 6)

Meetings of the Association shall be held at a designated time on a Saturday in July.

OFFICERS (Section 7)

The president, secretary, and treasurer, elected by the members, shall be members, ex-officio, of all committees.

SECRETARY AND TREASURER (Section 8)

The secretary shall keep a record of all proceedings of regular and special meetings; of all committees; shall attend to all official correspondence and communications; posting of notices; filing of records. The treasurer shall record dues paid; keep a record of all funds, both income and dispersals; and shall give a financial report at any meeting when so requested.

No remuneration will be paid to the secretary or treasurer.

COMMITTEES (Section 9)

Committees shall be appointed by the president unless other provision for their election shall be made on motion approved by two-thirds majority of members present and voting.

RESIGNATIONS AND EXPULSIONS (Section 10)

If at any time a member wishes to resign from the Association, he shall give notice of his intention in writing to the President, who shall present his resignation to the officers and advisory committee at their next meeting. No cancellation of dues shall be made if a member resigns before the end of the fiscal year.

Any member guilty of conduct inimical to the cause of area well-being or out of harmony with the principles of the organization may be expelled by a two thirds majority of members voting at any regular meeting of the Association, providing a written copy of the charges of such misconduct shall have been handed to him by a member of the Association at least two weeks previous to the meeting in which the vote on expulsion is to be taken.

EXPENDITURES AND APPROPRIATIONS (Section 11)

All expenditures and appropriations of monies must be ordered and approved by the members. Payments shall be made by check and signed by the treasurer. There shall be no appropriation of money or dispersal of property made without a two thirds vote of the members present at any regular meeting of the Association.

QUOREM (Section 12)

Ten households of the Association present at any regular meeting shall be considered a quorum.

PARLIAMENTARY AUTHORITY (Section 13)

“Robert’s Rules of Order Revised”, published by Scott, Foresman Company, shall be the authority on all questions of parliamentary law and proceedings.

ORDER OF BUSINESS (Section 14)

The order of business at all meetings of this Association shall be as follows:

1. Meeting called to order.
2. Reading of Minutes of previous meeting.
3. Communications.
4. Reports
5. Unfinished business
6. New Business
7. Addresses and Entertainment
8. Adjournment

AMENDMENTS (Section 15)

Any amendments to these by-laws, if approved by the Board of Directors, shall be posted on the Association Website, lincolnpond.org, at least one month prior to the Annual Meeting of the Association and sent out in the mailing (email or land mail) prior to the annual meeting. The amendment will be adopted at that annual meeting by majority vote.